



**BEFORE THE KANSAS COMMISSION ON PEACE OFFICERS'  
STANDARDS AND TRAINING**

1999 N. AMIDON, SUITE 350 • WICHITA, KANSAS 67203  
Tel (316) 832-9906 • Fax (316) 832-9679

In the Matter of

**MICHAEL C. FAGER II**  
#26816

**Case No. 2014-0127**

**SUMMARY ORDER OF REVOCATION**

Pursuant to K.S.A. 77-537

The above captioned matter comes on for Commission action through a summary proceeding under the Kansas Administrative Procedures Act, K.S.A. 77-537, regarding the law enforcement certificate of respondent, MICHAEL C. FAGER II.

1. Respondent, MICHAEL C. FAGER II, is a holder of a certificate from the Kansas Commission on Peace Officers' Standards and Training.
2. Pursuant to K.S.A. 74-5616(b)(1) The commission may suspend, condition, revoke, reprimand, censure or deny the certification of a police or law enforcement officer who fails to meet and maintain the requirements of K.S.A. 74-5605 or 74-5607a, and amendments thereto.
3. K.S.A. 74-5605(b)(5) states that each applicant for certification shall be of good moral character sufficient to warrant the public trust in the applicant as a police officer or law enforcement officer.

4. K.A.R. 106-2-4 defines good moral character as including the personal traits or qualities of integrity, honesty, and conduct that warrants the public trust.
5. Respondent's conduct reflects a lack of the personal traits or qualities of integrity, honesty, and conduct that warrants the public trust.
6. Pursuant to K.S.A. 74-5616(b)(7), the Commission may revoke the certification of any police or law enforcement officer who has engaged in unprofessional conduct as defined by rules and regulations of the commission.
7. K.A.R. 106-2-3(h) defines unprofessional conduct as exploiting or misusing the position as an officer to establish or attempt to establish a financial, social, sexual, romantic, physical, intimate, or emotional relationship.
8. An internal affairs investigation by the Wichita Police Department determined that the respondent exploited or misused his position as an officer to establish or attempt to establish a social, sexual, romantic, physical, intimate, or emotional relationship with [REDACTED]. Respondent came into contact with [REDACTED] while responding to a dispatched call on September 1, 2013. Respondent followed up with calls and inappropriate texts culminating on September 17, 2013 with respondent inappropriately touching [REDACTED] while on duty and in his patrol vehicle.
9. Under K.S.A. 77-537, the Commission may conduct these summary proceedings, subject to respondent's request for a hearing. The Commission finds that the use of summary proceedings in these circumstances does not violate any provisions of law and the protection of the public interest does not require the Commission to give notice and opportunity to participate to any person other than respondent.

## ORDER

Based on the respondent failing to maintain the minimum requirements for certification, i.e. good moral character sufficient to warrant the public trust and having engaged in unprofessional conduct, the Commission orders that the Kansas Law Enforcement Officer Certification of MICHAEL C. FAGER II be revoked.

ACCORDINGLY THE KANSAS COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING CERTIFICATE OF MICHAEL C. FAGER II IS HEREBY REVOKED.

FURTHER, respondent is ordered to surrender and return to the Commission all evidence of his certification as a law enforcement officer.

DATED this 13<sup>th</sup> of October, 2014.

KANSAS COMMISSION ON PEACE OFFICERS'  
STANDARDS AND TRAINING



James F. Jarboe, Jr.  
Chairperson, Investigative Committee

### **NOTICE OF RELIEF FROM THIS SUMMARY ORDER**

Pursuant to K.S.A. 77-537, the Summary Order is subject to your request for a hearing. If you desire a hearing, you must direct a written request for a hearing to the Kansas Commission on Peace Officers' Standards and Training, 1999 N. Amidon, Suite 350, Wichita, Kansas 67203. This written request must be filed within fifteen (15) days from the date indicated in the Certificate of Service below. If a written request for hearing is not so made, this Summary Order becomes final and effective upon the expiration of the time for requesting a hearing.

### **CERTIFICATE OF SERVICE**

This is to certify that on the 15<sup>th</sup> day of October, 2014, true and correct copies of the above and foregoing Summary Order of Revocation of Certificate was faxed to the respondent to 316-

  
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Kathy Green  
Office Support Specialist